

1 **LENARD E. SCHWARTZER**  
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(702) 307-2022

3 TRUSTEE  
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8 **UNITED STATES BANKRUPTCY COURT**  
9 **DISTRICT OF NEVADA**

10 In re	)	Case No. BK-S 12-11941 LBR
11 SEMAN, MICHAEL A.	)	IN PROCEEDINGS UNDER CHAPTER 7
12 SEMAN, MICHELLE JANINE	)	TRUSTEE'S MOTION TO SELL THE
13 Debtors.	)	ESTATE'S INTEREST IN NOTORIOUS
	)	MOTORING, LLC
14	)	Date: May 10, 2013
	)	Time: 11:00 a.m.
15 _____	)	Place: Foley Bldg., Third Floor

16 The Trustee, LENARD E. SCHWARTZER, moves this Court for an order allowing him to sell  
17 personal property of the estate as set forth below.

18 1. This case was commenced by the filing of a Chapter 7 Bankruptcy petition on  
19 February 23, 2012.

20 2. Movant is the duly appointed and acting Chapter 7 Trustee.

21 3. An asset of the estate is the estate's interest in Notorious Motoring, LLC, of which Debtor  
22 Michael A. Seman is the managing and sole member.

23 4. Upon review of the financial records of Notorious Motoring, LLC ("Asset"), the owner  
24 and operator of Notorious Motoring Custom Wheels and Accessories Store, located in Las Vegas,  
25 the Trustee has determined that the Asset has a non-exempt fair market value of no more than  
26 \$5,000.00.

27 5. Debtors have offered to purchase the non-exempt value of the Asset for \$5,000.00.  
28 Debtors will pay \$2,600.00 upon entry of an order approving this motion, and the balance in six

1 monthly installments of \$400.00.

2 6. It is in the best judgment of the Trustee that this sale will bring the highest return to the  
3 estate.

4 **MEMORANDUM OF LAW**

5 The duties of a trustee in a Chapter 7 filing are enumerated in 11 U.S.C. § 704, which  
6 provides that:

7 The trustee shall—

8 (1) collect and reduce to money the property of the estate for which such trustee  
9 serves, and close such estate as expeditiously as is compatible with the best interests  
10 of parties in interest.

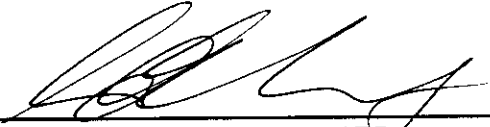
11 11 U.S.C. § 363(b)(1) provides that:

12 The trustee, after notice and a hearing, may use, sell, or lease, other than in the ordinary  
13 course of business, property of the estate.

14  
15 **CONCLUSION**

16 Trustee prays for an order approving the sale of the estate's interest in Notorious Motoring,  
17 LLC, to the Debtors for the sum of \$5,000.00, payable at \$2,600.00 upon entry of an order approving  
18 this motion, and the balance in six monthly installments of \$400.00.

19  
20 Dated: March 21, 2013

  
\_\_\_\_\_  
LENARD E. SCHWARTZER  
Trustee

21  
22 **DECLARATION OF TRUSTEE**

23 I declare, under penalty of perjury, that the foregoing is true and correct, to the best of my  
24 knowledge, information and belief.

25  
26 DATED: March 21, 2013

  
\_\_\_\_\_  
LENARD E. SCHWARTZER